

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

George M. Bernard, et al.

Serial No.: 10/058,949

Filed: January 28, 2002

For: MOBILE CONVEYOR SYSTEM
AND METHOD FOR MULTIPLE
LIFT STACKING

Examiner: Unknown

Group Art Unit: 3651

Irvine, California

COPY OF PAPERS
ORIGINALLY FILED*PART OF
PAPER
#3*TRANSMITTAL OF MISSING PARTS OF APPLICATIONAssistant Commissioner for Patents
Attn: Box Missing Parts
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application dated March 20, 2002, the following documents are enclosed:

Declaration For Patent Application And Power of Attorney;
Copy of Notice to File Missing Parts of Nonprovisional Application; and
A check in the amount of \$65.00 in payment of the surcharge.

If any additional fees are due, please charge our Deposit Account No. 16-2462. An additional copy of this letter is enclosed for that purpose.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on May 2, 2002.

By: Marc Fregoso

Marc Fregoso

Signature

Date: May 2, 2002

Respectfully submitted,

PRICE AND GESS

Albin H. Gess

Albin H. Gess
Registration No. 25,726
2100 S.E. Main St., Suite 250
Irvine, California 92714
Telephone: 949/261-8433



UNITED STATES PATENT AND TRADEMARK OFFICE

COPIES OF PAPERS
ORIGINALLY FILED

Page 1 of 2

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/058,949 | 01/28/2002 | George M. Bernard | TER2-BR06 |

PRICE AND GESS
Suite 250
2100 S.E. Main Street
Irvine, CA 92614



CONFIRMATION NO. 4624

FORMALITIES LETTER



OC000000007682263

Date Mailed: 03/20/2002

PART
OF
PAPER
#3

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

05/13/2002 STEUMEL1 00000038 10058949

01 FC:205

65.00 0P

*A copy of this notice **MUST** be returned with the reply.*

Harlow Quintus



10058949.051002

Docket No. TER2-BR06

(B)

**DECLARATION FOR PATENT APPLICATION
AND POWER OF ATTORNEY****COPY OF PAPERS
ORIGINALLY FILED**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **MOBILE CONVEYOR SYSTEM AND METHOD FOR MULTIPLE LIFT STACKING**, the specification of which

(check one)

☐

is attached hereto

☒

was filed on January 28, 2002

as Application Serial No. 10/058,949

and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| (Application Serial No.) | (Filing Date) | (Status patented, pending, abandoned) |
|--------------------------|---------------|---------------------------------------|
|--------------------------|---------------|---------------------------------------|

| (Application Serial No.) | (Filing Date) | (Status patented, pending, abandoned) |
|--------------------------|---------------|---------------------------------------|
|--------------------------|---------------|---------------------------------------|

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

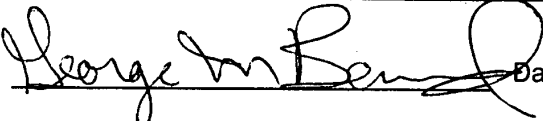
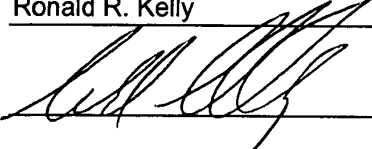
Joseph W. Price, Reg. No. 25,124; Albin H. Gess, Reg. No. 25,726; Michael J. Moffatt, Reg. No. 39,304; Gordon E. Gray III, Reg. No. 42,602, and Bradley D. Blanche, Reg. No. 38,387 all of the firm Price and Gess, 2100 S.E. Main Street, Suite 250, Irvine, California 92614-6238.

Address all telephone calls to Albin H. Gess at telephone no. (949) 261-8433

Address all correspondence to Albin H. Gess
Price and Gess
2100 S.E. Main Street
Suite 250
Irvine, California 92614-6238

**DECLARATION FOR PATENT APPLICATION
AND POWER OF ATTORNEY**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | | |
|------------------------------|------------------------------------------------------------------------------------|-------------|-----------------|
| Full name of first inventor | <u>George M. Bernard</u> | | |
| Inventor's Signature |  | Date | <u>4/9/02</u> |
| Residence | <u>1084 Winding Oak Drive</u> <u>Chula Vista, California 91910</u> | Citizenship | <u>US</u> |
| Post Office Address | <u>1084 Winding Oak Drive</u> <u>Chula Vista, California 91910</u> | | |
| | | | |
| Full name of second inventor | <u>Ronald R. Kelly</u> | | |
| Inventor's Signature |  | Date | <u>4/9/2002</u> |
| Residence | <u>13932 Carriage Road</u> <u>Poway, California 92064</u> | Citizenship | <u>US</u> |
| Post Office Address | <u>13932 Carriage Road</u> <u>Poway, California 92064</u> | | |